

An Organizational and Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 4<sup>th</sup> day of January 2010 at 8:00 P.M. and there were

**PRESENT:** JOHN ABRAHAM, COUNCIL MEMBER  
MARK AQUINO, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
DANIEL AMATURA, HIGHWAY SUPERINTENDENT  
JOHN DUDZIAK, TOWN ATTORNEY  
ROBERT HARRIS, TOWN ENGINEER  
DAVID MARRANO, ASSESSOR  
JEFFREY SIMME, CODE ENFORCEMENT OFFICER

**PERSONS ADDRESSING TOWN BOARD:**

**Chowaniec, Lee**, spoke to the Town Board on the following matters:

- Appointment of Recreation Commission members.
- Windsor Ridge Subdivision.

**Fronczak, Mike**, spoke to the Town Board on the following matters:

- Rezone of property at 00 Pavement Road.
- Attendance of Officials at education conference.
- Appointment of Town official.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
THE ENTIRE TOWN BOARD, TO WIT:

**WHEREAS**, a vacancy exists in the elected office of Town Council Member due to the election of Council Member Amatura to the position of Highway Superintendent for the Town of Lancaster, and

**WHEREAS**, the Town Board is authorized pursuant to Town Law §64(5) to fill vacancies which occur in Town offices, and

**WHEREAS**, the Town Board deems it to be in the public interest to fill the vacant Council Member office.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster does hereby appoint Mark S. Aquino, Lancaster, New York to the vacant elective office of Town Council Member at the annual salary of \$18,467.00 and that such appointment shall take effect immediately and is effective through December 31, 2010.

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

**PRESENTATION OF ORGANIZATIONAL PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPIAK, TO WIT:

**WHEREAS**, it is essential to the orderly and efficient conduct of regular and special meetings of the Town Board of the Town of Lancaster to adopt Rules of Order so that the business of the Town of Lancaster may be conducted with dispatch and decorum.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that in accordance with Section 63 of the Town Law of the State of New York, the Town Board of the Town of Lancaster hereby adopts, for the years 2010 and 2011, its Rules of Order for the conduct of regular and special meetings:

**RULES OF ORDER**

**TOWN BOARD**

**TOWN OF LANCASTER**

**RULE 1 REGULAR SESSION**

Regular sessions of the Town Board of the Town of Lancaster shall be held on the first and third Monday of each month at 8 P.M., at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, unless said first or third Monday is a legal holiday, in which event said regular session shall be held on the following business day. Each regular session and all adjourned sessions shall be open for the consideration of any matter which, in accordance with these rules, may be properly brought to the attention of the Town Board.

The second meeting in January is scheduled for Tuesday January 19, 2010, due to Monday, January 18, 2010 being Martin Luther King Jr Holiday.

Due to a conflict of the Town Board with the annual meeting of the NYS Association of Towns Training School and Annual Meeting in New York City, the regular meeting scheduled for February 15, 2010, shall be held one week later at 8 P.M. on February 22, 2010 preceded by a work session at 7 P.M.

The September 6, 2010 meeting is rescheduled to the second Monday, September 13, 2010 due to the Supervisor’s attendance at the National Conference during the first week of September.

Regular Meetings of the Town Board shall be preceded by a work session at 7 P.M.

**RULE 2 SPECIAL MEETINGS**

Special meetings shall be held at the call of the Supervisor of the Town of Lancaster or upon filing with the Supervisor of the Town of Lancaster a written request signed by two members of the Town Board. Notice in writing, stating the time, place and purpose of the special meeting shall be served personally or by mail upon each member and the Town Clerk by the Supervisor of the Town of Lancaster at least two days before the time fixed for holding the meeting. A member may waive the service of notice for such meeting by written waiver signed by such member. Only business specified in the notice thereof may be transacted at a special

meeting.

### **RULE 3 QUORUM**

The majority of the duly constituted membership of the Town Board of the Town of Lancaster shall constitute a quorum for the transaction of business, but a lesser number may adjourn.

### **RULE 4 ROLL CALL**

At any and every meeting of the Town Board, the vote on all Town Board resolutions, actions or questions determined shall be recorded or called in alphabetical order as to the last names of the members present, excepting the Supervisor, who shall vote last. Members of the Town Board, other than the Supervisor, shall be addressed during Town Board proceedings as Council Member.

### **RULE 5 ORDER OF BUSINESS**

The Order of Business of each session shall be:

- Pledge of Allegiance and invocation
- Calling the roll of members by the Town Clerk
- Persons desiring to address the Town Board [**On prefiled and suspended resolutions only**] (See Rule 18)
- Bid openings and public hearings
- Reports of department heads
- Reports of committees
- Presentation of prefiled resolutions
- Presentation of communications
- Persons desiring to address Town Board [**On any municipal related subject**] (See Rule 18)
- Adjournment

### **RULE 6 PRESENTATIONS TO BE IN WRITING**

All resolutions and amendments thereof shall be in writing.

### **RULE 7 TIME FOR PRESENTATION TO THE CLERK**

Resolutions that require preparation must be delivered to the Town Clerk by 12 Noon on the Wednesday preceding a Town Board Meeting.

Fully prepared resolutions and communications of whatever nature shall be submitted in writing to the Town Clerk before 5 P.M. on the Thursday preceding a Town Board meeting for presentation by the Town Clerk at the next Town Board meeting.

The resolutions, communications, and as far as practical, a fully prepared agenda shall be transmitted by the Town Clerk through the cooperation of the Lancaster Police Department to the Town Board members on the Friday evening preceding each regular Town Board meeting.

The Town Clerk and Town Attorney are authorized to promote rules and regulations deemed necessary to implement Rule 7.

## **RULE 8 DECORUM**

The Supervisor shall take the chair promptly at the hour specified for the convening of the Town Board meeting and shall preserve order and decorum. In debate, the Supervisor shall prevent personal reflections and confine members to the question under discussion. The Supervisor shall decide all questions of order, which decisions shall be final, unless an appeal is taken to the Town Board and sustained.

## **RULE 9 RECORDING YES AND NO VOTES**

On roll call, the yes and no votes shall be taken according to Rule 4 and the Town Clerk shall record the names of the members and the way each shall have respectively VOTED.

## **RULE 10 WHEN A MEMBER MAY BE EXCUSED FROM VOTING**

Every member who shall be in the Town Board Chambers when a question is stated by the Supervisor shall vote. A member may be excused if directly interested in the question. The member must state his/her connection with the question. After stating his/her interest and upon obtaining consent of the majority of the members, the member may be excused.

## **RULE 11 SPEAK WHEN RECOGNIZED BY THE SUPERVISOR**

No member wishing to speak shall proceed until such member shall have addressed the Supervisor from his/her place and shall have been recognized by the Supervisor.

## **RULE 12 SUSPENSION OF RULES BY 2/3 CONSENT**

These rules may at any time during the session be suspended by 2/3 consent of all the members of the Town Board present. The member making the application for such suspension must state the purpose for which the same is asked.

## **RULE 13 PRESENTATION OF MOTION**

When a question shall be under consideration, no motion shall be received except the following motions:

- for an adjournment of the Board
- to lay on the table
- to recess
- to commit to a committee
- to amend

## **RULE 14 WITHDRAWAL OF RESOLUTION OR MOTION**

Any resolution or motion offered by a member may be withdrawn by the member presenting it

at any time before an announcement by the Supervisor of the vote thereon, or before an amendment to such resolution or motion has been adopted.

**RULE 15 MOTION NOT AMENDABLE OR DEBATABLE**

All motions for an adjournment, for a recess, to refer to committee or department head, or to lay on the table, shall be neither amended nor debated.

**RULE 16 ALL POINTS OF ORDER NOT COVERED BY THESE RULES**

On all points of order, not covered by the rules of this Town Board, Robert's Rules of Order Revised shall prevail. In the event that a point of order shall arise which shall not be covered by either the Rules of the Town Board or Robert's Rules of Order Revised, the Rules of the New York State Assembly shall be followed.

**RULE 17 AMENDMENT OF RULES**

These rules shall not be rescinded, altered or amended, nor any additional rule added thereto except by a majority vote of the total members of the Town Board provided at least two days prior notice in writing has been filed with the Town Clerk and each Town Board member.

**RULE 18 PERSONS DESIRING TO ADDRESS THE TOWN BOARD**

Persons may address the Town Board at any regular Town Board meeting.

The Town Board will twice hear the concerns of the public at regular Town Board meetings for a period of thirty (30) minutes under "Persons Desiring to Address the Town Board", of Rule 5 "Order of Business".

A person desiring to be heard shall:

- Raise his/her hand and be recognized by the Supervisor.
- Give his/her name and address to the Town Clerk.
- Speak directly to the Town Board members, not the audience, using the microphone provided.
- Speak on a single issue at a time. Individuals may address additional issues after all persons present have had an opportunity to be heard once on a single issue.
- Speak for five (5) minutes or less, unless the Town Board grants a speaker an extension of this time limit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER ABRAHAM, TO WIT:

Resolved that the following appointments be and are hereby made by the Town Board of the Town of Lancaster. These appointments shall be effective January 1, 2010. The individuals so appointed shall serve at the will of the Town Board unless otherwise specified by law, and compensation, if any, shall be paid consistent with the applicable Schedule of Salaries adopted by the Town Board for the 2010 calendar year.

**GENERAL ADMINISTRATIVE APPOINTEES**

**AMATURA, DANIEL J.**, be and is hereby appointed Drainage Officer

**BISTOFF, JAMES**, be and is hereby appointed Fire Inspector, part-time.

**COLEMAN, JOHANNA M.**, be and is hereby appointed Registrar of Vital Statistics.

**COLEMAN, JOHANNA M.**, be and is hereby appointed Clerk to the Zoning Board of Appeals.

**DEHN, IRVING**, be and is hereby appointed Court Officer, part-time.

**DUDZIAK, JOHN**, be and is hereby appointed Town Attorney.

**DUDZIAK, JOHN**, be and is hereby appointed Town Prosecutor.

**FELDMANN, JEANNE**, be and is hereby appointed Court Clerk.

**GIZA, ROBERT H.**, be and is hereby appointed Affirmative Action Officer, in compliance with Title VIII of the Civil Rights Act of 1968.

**GIZA, ROBERT H.**, be and is hereby appointed Budget Officer, part-time.

**GIZA, ROBERT H.**, be and is hereby appointed the voting delegate to represent the Town of Lancaster at official meetings of the Northeast-Southtowns (NEST) Solid Waste Management Board.

**HORN, DAVID**, be and is hereby appointed Dog Control Officer.

**LOCICERO, NICHOLAS**, be and is hereby appointed Town Prosecutor, part-time and Deputy Town Attorney, part-time, under the direction of the Town Attorney.

**MAC PEEK, ROBERT**, be and is hereby appointed Natural Disaster Services Coordinator, part-time.

**MC CRACKEN, TERRENCE D.**, be and is hereby appointed General Crew Chief.

**MC CRACKEN, TERRENCE D.**, be and is hereby appointed Property Manager, part-time.

**NOWAK, MARY**, be and is hereby appointed Secretary, part-time, to the Planning Board.

**O'ROURKE, JAMES**, be and is hereby appointed Games of Chance Auditor, part-time

**REVELAS, WILLIAM**, be and is hereby appointed Fire Inspector, part-time.

**RUFFINO, RONALD**, be and is hereby appointed an alternate voting delegate to represent the Town of Lancaster at official meetings of the Northeast-Southtowns (NEST) Solid Waste Management Board.

**RUFFINO, RONALD**, be and is hereby appointed Deputy Supervisor.

**SIKORSKI, KEVIN**, be and is hereby appointed Court Officer, part-time.

**SIMME, JEFFREY H.**, be and is hereby appointed Code Enforcement Officer.

**SIMME, JEFFREY H.**, be and is hereby appointed Plumbing Inspector.

**SIMME, JEFFREY H.**, be and is hereby appointed 1st Alternate Natural Disaster Service Coordinator.

**STOLDT, GARY** , be and is hereby appointed 2nd Alternate Natural Disaster Service Coordinator.

**BINGO INSPECTORS, PART-TIME**

**CRINZI, JOHN**

**DIEBEL, DONALD**

**ROBINSON, WAYNE**

**WEREMBLEWSKI, EDWARD**

**WILKOSZ, ALFRED**

**DOG CONTROL OFFICERS**

**GUMMO, BRIAN**, be and is hereby appointed Dog Control Officer, part-time.

**GUMMO, SR., WILLIAM**, be and is hereby appointed Dog Control Officer, part-time.

**PACANOWSKI, LEWIS**, be and is hereby appointed Dog Control Officer, part-time.

**PRESTIA, PENNY** , be and is hereby appointed Dog Control Officer, part-time

**SITEK, GARY A.**, be and is hereby appointed Dog Control Officer, part-time.

**VAN DRIVERS, PART-TIME**

**ARDILLO, CHARLES**

**BASTIAN, SR., NORMAN F.**

**EDERER, GORDON**

**GANGLOFF, ANN**

**HAUSER, ROBERT**

**METZGER, CLARENCE DONALD**

**SRODA, JOHN**

**ZBOCK, JOHN P.**

**MEMBERS OF AGENCIES, BOARDS, BUREAUS, COMMISSIONS, COUNCILS:**

**DRUG ABUSE PREVENTION COUNCIL:**

**D'AMORE, ANTHONY V.**, be and is hereby appointed Chairman, Drug Abuse Prevention Council.

**GILL, GERALD J.**, be and is hereby appointed Member, Drug Abuse Prevention Council.

**MARINELLI, JOSEPH**, be and is hereby appointed Member, Drug Prevention Council.

**MILLER, LINDA L.**, be and is hereby appointed Member, Drug Abuse Prevention Council.

**ROESSLER, CHARLES H.**, be and is hereby appointed Member, Drug Abuse Prevention Council.

**SCARAFIA, REV. JOHN** , be and is hereby appointed Member, Drug Abuse Prevention Council.

**INDUSTRIAL DEVELOPMENT AGENCY:**

**BARNHARDT, JOSEPH R.**, be and is hereby appointed Consultant, Industrial Development Agency to serve at will of the Town Board.

**BENZEL, ROBERT G.**, be and is hereby appointed Chief Executive Officer, Industrial Development Agency to serve at will of Town Board.

**BROWN, DAVID**, be and is hereby appointed Chief Financial Officer, Industrial Development Agency to serve at will of Town Board



**FIALKIEWICZ, FRANK**, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

**GIZA, ROBERT H.**, be and is hereby appointed Member and Chairman, Industrial Development Agency to serve at will of the Town Board.

**KURTZMAN, SHELDON**, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

**MEYER, JEROME R.**, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

**NUNAN, E. JAMES**, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

**TATE SR., WILLIAM D.**, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

**VISONE, JOHN**, be and is hereby appointed Member, Industrial Development Agency to serve at will of the Town Board.

**PLANNING BOARD:**

**KEYSA, STANLEY JAY**, be and is hereby appointed Chairman, Planning Board for the period January 1, 2010 to December 31, 2010.

**ZONING BOARD OF APPEALS:**

**LEHRBACH, JEFFREY**, be and is hereby appointed Chairman, Zoning Board of Appeals for the period January 1, 2010 to December 31, 2010.

**THILL, ROBERT**, be and is hereby appointed Member, Zoning Board of Appeals, for the period January 1, 2010 to December 31, 2014.

and,

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk give notice of the appointment of Robert H. Giza as Affirmative Action Officer in a "display advertisement" in the official newspaper of the Town in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

**PUBLIC NOTICE  
TOWN OF LANCASTER**

**NOTICE OF DESIGNATION  
OF  
AFFIRMATIVE ACTION OFFICER**

THE TOWN OF LANCASTER HAS APPOINTED ROBERT H. GIZA AS THE LOCAL  
AFFIRMATIVE ACTION OFFICER.

PERSONS WHO FEEL THEY HAVE BEEN THE VICTIMS OF HOUSING DISCRIMINATION MAY  
RECEIVE ASSISTANCE IN FILING A COMPLAINT BY CONTACTING MR. GIZA AT 21  
CENTRAL AVENUE, LANCASTER, NEW YORK 14086

PHONE: 716-683-1610

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPIAK, TO WIT:

**WHEREAS**, it is necessary, from time to time, for various departments and offices of the  
Town of Lancaster to hire sickness, vacation, temporary, or part-time help,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following departments and offices of the Town of Lancaster, for  
the years 2010 and 2011, be and are hereby authorized to hire sickness, vacation, temporary or part-time  
help to the extent of funds provided in their respective budgets:

ASSESSOR  
BUILDING INSPECTOR  
DOG CONTROL OFFICER  
HIGHWAY  
PARKS, RECREATION, FORESTRY, AND BUILDINGS  
POLICE  
SUPERVISOR  
TOWN ATTORNEY  
TOWN CLERK  
TOWN JUSTICES  
YOUTH BUREAU

The question of the adoption of the foregoing resolution was duly put to a vote on roll  
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the following appointments by the Supervisor, Town Clerk and Registrar of Vital Statistics for the period January 1, 2010 to December 31, 2011 be and are hereby acknowledged at a salary as set forth in the Schedule of Salaries for said years:

**ALLEIN, JAMES** , as Deputy Town Clerk, to serve at the will of the Town Clerk with all the powers and duties of the Town Clerk not inconsistent with law.

**BROWN, DAVID J.**, as Director of Administration and Finance to serve at the will of the Supervisor.

**FARMER, JEAN**, as Assistant to the Supervisor, to serve at the will of the Supervisor.

**BLANK, SUZANNE**, as Deputy Registrar of Vital Statistics, to serve at the will of the Registrar of Vital Statistics with all the powers and duties of the Registrar of Vital Statistics not inconsistent with law.

**PERRELLO, MARY ANN**, as Deputy Town Clerk, to serve at the will of the Town Clerk with all the powers and duties of the Town Clerk not inconsistent with law.

**WEHNER, KATHLEEN**, as Deputy Receiver of Taxes, to serve at the will of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**RESOLVED**, by the Town Board of the Town of Lancaster as follows:

**SECTION 1:**

That those Town elected and appointed officials who have been authorized by the Town Board, be and hereby are authorized to attend the 2010 New York State Association of Towns Training School And Annual Meeting, to be held in New York City on February 14<sup>th</sup>, 15<sup>th</sup>, 16<sup>th</sup>, and 17<sup>th</sup> 2010, with reimbursement for actual and necessary expenses, not to exceed the sum of **\$1,400.00** per individual attending. All requests for reimbursement must be received by the Supervisor not later than March 31, 2010.

**SECTION 2:**

That **SUPERVISOR ROBERT H. GIZA** be and hereby is appointed as a delegate to the New York State Association of Towns Training School And Annual Meeting, to be held in New York city on February 14<sup>th</sup>, 15<sup>th</sup>, 16<sup>th</sup>, and 17<sup>th</sup> 2010, and that Council Member Ruffino and Council Member Stempniak be and are hereby appointed alternate delegates, in order, to the aforesaid meeting.

**SECTION 3:**

That during the year 2010, Town department heads or officials whose expenses have been allowed in the 2010 Budget are hereby authorized to attend in **Allegheny, Cattaraugus, Chautauqua, Erie, Genesee, Monroe, Niagara and Wyoming Counties**, the regular luncheon/dinner meetings of the various official organizations relating to their official duties as Town department heads or officials, and that the necessary expenses incurred in traveling to or from said meeting and in addition thereto, the cost of such meals, not to exceed the sum of \$30.00 per luncheon or dinner, and membership fees, are hereby determined a legitimate Town expense for which such officials shall be reimbursed.

**Assessor:**

Appraisal Institute  
Association of Erie County Governments  
Erie County Assessors' Association  
International Association of Assessing Officers  
Institute of Assessing Officers  
New York State Assessors' Association  
New York State Assessors' Association Conference (Reimbursement of Expenses by  
NYS Office of Real Property Services)  
New York State Association of Towns Training School And Annual Meeting  
(Reimbursement of Expenses by NYS  
Office of Real Property Services)

**Assessor - Real Property Appraiser:**

Appraisal Institute  
Erie County Assessor's Association  
New York State Department of State Appraisal Licensing  
New York State Assessors' Association

**Building Inspector:**

Building Official and Code Administration  
Erie County Fire Inspectors' Association  
Local/County Emergency Management Schools  
National Fire Protection Association  
New York State Building Officials' Conference  
Niagara Frontier Building Inspectors' Association  
Niagara Frontier Building Inspectors' Seminar  
State Emergency Management Schools  
Western New York Fire Marshall Association

**Building Inspector - Assistants:**

Erie County Fire Inspectors' Association  
Local/County Emergency Management Schools  
New York State Fire Academy  
Niagara Frontier Building Inspectors' Association  
Niagara Frontier Building Inspectors' Seminar  
State Emergency Management Schools  
Western New York Fire Marshall Association

**Court - Clerks:**

Court Clerks' Association  
New York State Magistrates Clerks' Association

**Court - Justices:**

Erie County Magistrates' Association  
Judges and Police Executives of Erie County  
New York State Magistrates' Association  
New York State Association of Towns Training School And Annual Meeting

**Director of Administration and Finance:**

New York State Government Finance Officers' Association

**Fire Inspector:**

Erie county Fire Inspectors' Association  
Western New York Fire Marshalls' Association  
Niagara Frontier Building Inspectors' Association  
Niagara Frontier Building Inspectors' Seminar  
NFPA - Western New York Chapter  
Finger Lakes Seminar  
State Emergency Management Schools  
Local/County Emergency Management Schools

**Highway Superintendent:**

Erie County Association of Town Superintendents of Highways  
New York State Association of Town Superintendents of Highways  
Cornell Local Roads Program For Highway Superintendents  
Association of Erie County Governments

**Historian:**

Buffalo and Erie County Historical Society  
Erie County Federation of Historical Societies  
New York State Historical Association  
Town Historians' Association of Western New York

**Police Chief:**

Erie County Association of Chiefs of Police  
Judges and Police Executives of Erie County  
New York State Association of Chiefs of Police  
W.N.Y. Association of Chiefs of Police  
Mid Atlantic Great Lakes Organized Crime Law Enforcement Network Conference  
100 Club of Buffalo  
International Association of Chiefs of Police in Western New York  
New York State Association of Towns Training School And Annual Meeting

**Supervisor and Council Members:**

American Society for Public Administration  
Association of Erie County Governments  
Lancaster Area Chamber of Commerce  
Ellicott Creek Watershed Committee  
Erie County Disaster Preparedness Advisory Board  
Erie County Emergency Medical Services Advisory Board  
Erie County Emergency Services Steering Committee  
Erie County Fire Services Council  
Erie County Housing Steering Committee and other community  
development related meetings  
Erie County Reval Consortium  
Erie County Sewer District No. 4  
Industrial Forum of Eastern Erie County  
Industrial Development conferences as necessary  
Lancaster Area Chamber of Commerce  
Lancaster Opera House, Inc.  
Association of Towns Annual Meeting And Training School of the State of NY  
New York State Association of Large Towns  
New York State Supervisors' and Legislators' Association  
NFTA Technical Advisory Committee on GBIA Terminal Master Plan  
NFTC Long Range Transportation Plan Subcommittee  
Other Intermunicipal conferences in Erie County as necessary  
Upstate Municipal Risk Association  
Erie County Association of Town Superintendents of Highways  
New York State Association of Town Superintendents of Highways

**Town Attorney:**

New York State Association of Towns Training School And Annual Meeting

**Town Clerk:**

Association of Erie County Governments  
Association of Receivers and Collectors of Taxes, Erie County  
Association of Records Managers and Administrators, Inc.  
Erie County Assessors' Association  
Town Clerks' Association of Erie County  
Town Clerks' Association of New York State  
New York Association of Local Government Record Officers  
New York Association of Tax Receivers and Collectors  
New York State Association of Towns Training School And Annual Meeting

**Senior Data Processing Clerk:**

Association of Erie County Governments  
Association of Receivers and Collectors of Taxes, Erie County  
Erie County Assessors' Association  
New York State Association of Tax Receivers and Collectors

**Deputy Town Clerk:**

Association of Records Managers and Administrators, Inc.  
Town Clerks' Association of Erie County  
Town Clerks' Association of New York State  
New York Association of Local Government Record Officers  
Association of Erie County Governments

**Youth Bureau - Executive Director/Chairman:**

Erie County Comprehensive Planning Committee (Youth)  
New York State Association of Youth Bureaus and Youth Boards  
Western New York Association of Youth Bureaus and Youth Boards

**SECTION 4:**

That all conferences, seminars, lectures and meetings not falling within a pattern of regular attendance and **not exceeding \$400.00** in reimbursable expenses, including mileage reimbursement, may be approved for attendance by the Supervisor pursuant to Section 77-b of the General Municipal Law. Conferences, seminars, lectures and meetings **exceeding \$400.00** shall require the approval of the Town Board.

**SECTION 5:**

That during the year 2010, all Town officials and employees be and hereby are authorized to be paid standard mileage per mile for the use of their personal automobiles on all Town business at a rate equal to the Internal Revenue Service Guideline Regulations for 2010 mileage reimbursement.

**SECTION 6:**

That the Building Inspector be and is hereby authorized to attend the Finger Lakes Seminar and the New York State Building Inspectors' Associations code course during the year 2010 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 7:**

That two (2) Assistant Building Inspectors be and are hereby authorized to attend the Finger Lakes Seminar and the New York State Building Inspectors' Seminar and the Montour Falls New York State Fire Academy during the year 2010 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 8:**

That the Assessor be and is hereby authorized to attend the Cornell University Extension Service during the year 2010 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 9:**

That staff employees of the Parks, Senior Facility, and Buildings & Grounds Department whose expenses have been allowed in the 2010 Budget, be and are hereby authorized to attend the 2010 Annual Meeting of the Health, Physical Education and Recreation Conference of the State of New York with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 10:**

That the Supervisor and one Town Board Member be and is hereby authorized to attend the 2010 Annual National Training School and Annual Meeting Conference in Washington, D.C. with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 11:**

That the Town Clerk or her designee be and is hereby authorized to attend the Annual Conference of the New York State Town Clerks' Association, Inc., the Annual Conference of the New York State Association of Local Government Records Officers and the Annual Seminar for Tax Collection Officers during the year 2010 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 12:**

That the Police Chief be and is hereby authorized to attend the Annual Conference of the Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLLEN) with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 13:**

That the Highway Superintendent be and is hereby authorized to attend all Training School and Annual Meeting Highway Schools during the year 2010 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 14:**

That the Director of Administration and Finance be and is hereby authorized to attend the New York State-GFOA One Day Training Seminar and Annual Conference, the Western region Spring Seminar, the Western Region Summer Seminar, the Western Region Holiday Seminar and to attend the Annual Town Finance and Management School Cosponsored by the Assoc. of Towns of NYS and the Office of the State Comptroller during the year 2010 with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.



**SECTION 15:**

That the General Crew Chief of the Parks, Senior Facility and Buildings & Grounds Department and two members of the Recreation Commission be and are hereby authorized to attend the New York State Recreation and Parks Society and New York State Association of Continuing Community Educators' Annual Conference with reimbursement of actual and necessary expenses hereby authorized upon presentation of receipts.

**SECTION 16:**

\_\_\_\_\_ That the Planning Board Chairman and one Planning Board Member, to be designated by the Town Board, be permitted to attend the New York State Association of Towns Training School and Annual Meeting with reimbursement for actual and necessary expenses hereby authorized upon presentation of receipts not to exceed the sum of \$1,400 per individual attending. All requests for reimbursement must be received by the Supervisor not later than March 31, 2010.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER RUFFINO, TO WIT:

**WHEREAS**, it is the recommendation of the Finance Committee of the Town Board of the Town of Lancaster to invest a portion of the funds of the Town of Lancaster, and

**WHEREAS**, it has been determined by said Finance Committee that there are moneys available for temporary deposit or investment not needed for immediate expenditure.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor and/or the Director of Administration and Finance and the Town Clerk be and hereby are authorized, for the years 2010 and 2011, without further authority of the Town Board, to deposit or invest for varying periods of time, so much of the funds of the Town of Lancaster in all of its accounts for specific periods of time and at such rates of interest which, in their discretion and at such times it is deemed available, and shall be just and proper.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPIAK, TO WIT:

WHEREAS, the Insurance Committee of the Town Board of the Town of Lancaster deems it in the public interest to bond all elected and appointed officials and employees of the Town of Lancaster for the Faithful Performance of their duties.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1: That all elected and appointed officials and employees of the Town of Lancaster be bonded for the years 2010 and 2011 for the Faithful Performance of their duties under a Public Employee's Faithful Performance Blanket Position Bond with an amount of indemnity of \$100,000.00 per official or employee.

SECTION 2: That additional indemnity be required for the following positions in the amount specified:

<u>POSITION</u>	<u>LOCATION</u>	<u>NO.</u>	<u>AMOUNT</u>
Clerk Typist/Tax Department	Town of Lancaster	1	200,000.00
Dep. Receiver of Taxes	Town of Lancaster	1	200,000.00
Dir. of Administration & Finance	Town of Lancaster	1	200,000.00
Town Supervisor	Town of Lancaster	1	200,000.00
Assistant to Supervisor	Town of Lancaster	1	200,000.00
Clerk/Cashier	Town of Lancaster	2	100,000.00 each
Sr. Data Proc. Clerk-Rec. Of Taxes	Town of Lancaster	1	200,000.00
Town Justices	Town of Lancaster	2	75,000.00 each
Town Clerk	Town of Lancaster	1	200,000.00
Highway Superintendent	Town of Lancaster	1	10,000.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER ABRAHAM, TO WIT:

**RESOLVED**, that the following Schedule of Salaries and hourly rates be and hereby is adopted for the CSEA White Collar Union employees for the year 2010: (Amounts represent annual salaries unless otherwise specified)

**TO BE PAID BI-WEEKLY**

**ASSESSOR:**

Clerk Typist (Herrmann)	40,017.00
Real Property Appraiser (Juliano)	50,551.00
Real Property Appraiser on step (Chisolm hired 1/14/08)	
Full is 50,551.00	
1/1/10 to 1/13/10 95% of full rate	48,023.00
1/14/10 to full rate	50,551.00

**BUILDING AND ZONING:**

Ass't. Code Enforcement Officer (Campisano/Pease)	50,292.00 each
Building/Zoning Clerk (Maciejewski)	40,017.00
Building/Zoning Clerk on Step (Cook hired 5/12/09)	
Full is \$40,017.00	
1/1/10 to 5/11/10 85% of full rate	34,014.00
5/12/10 to 11/11/10 90% of full rate	36,015.00
11/12/10 to 12/31/10 95% of full rate	38,016.00

**COURT:**

Clerk Typist (Cox/Jablonski)	40,017.00 each
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**HIGHWAY:**

Clerk Typist (Barbaro)	40,017.00
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**PARKS, RECREATION, FORESTRY AND BUILDINGS:**

Clerk Typist (Gryczynski)	40,017.00
Clerk Typist on Step (Brunstad hired 3/17/09)	
Full is \$40,017.00	
1/1/10 to 3/16/10 85% of full rate	34,014.00
3/17/10 to 9/16/10 90% of full rate	36,015.00
9/17/10 to 12/31/10 95% of full rate	38,016.00
Laborer Aides (Everett/Stanek/Warrington)	18.33 per hour each
Laborer Aide on step (Steimer hired 12/22/08)	
Full is \$18.33 per hour	
1/1/10 to 6/21/10 90% of full rate	16.50 per hour
6/22/10 to 12/21/10 95% of full rate	17.41 per hour
12/22/10 to 12/31/10 to full rate	18.33 per hour
Laborers (Giroux/Lubera/Perillo/Hoffmann/ Dudas/Ciccarelli/Marino)	23.92 per hour each
Recreation Attendant, F.T. (Piccolo)	40,017.00

**POLICE:**

Clerk Stenographer (Plewik)	45,429.00
Clerk Typist (Hunt)	40,017.00
Clerk Typist on step (Bolender hired 8/18/08)	
Full is \$40,017.00	
1/1/10 to 2/17/10 90% of full rate	36,015.00
2/18/10 to 8/17/10 95% of full rate	38,016.00
8/18/10 to full rate	40,017.00

**SENIOR CITIZEN'S CENTER:**

Recreation Leader F.T. (Bartz)	42,325.00
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SUPERVISOR:

Senior Account Clerk (Palano)	47,895.00
Senior Clerk Typist (Nowak)	42,325.00
Clerk Typist (Banach)	40,017.00

TOWN CLERK:

Clerk Typist (Blank/Morrissey)	40,017.00 each
Senior Data Processing Clerk (Stock)	51,871.00

YOUTH BUREAU:

Youth Counselors (Candino/Schanne)	47,895.00 each
Youth Court Coordinator (Muench)	47,895.00
Program Coordinator (Gunsher)	47,895.00
Clerk Typist (Graber)	40,017.00

and,

**BE IT FURTHER**

**RESOLVED**, that all types of compensation, where applicable, be paid according to the terms of the agreement between the Town of Lancaster and the CSEA White Collar Unit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**RESOLVED**, that the following Schedule of Salaries be and is hereby adopted for the  
year 2010: (amounts represent annual salaries unless otherwise specified)

**TO BE PAID BI-WEEKLY**

ASSESSOR:		
Assessor (Marrano)	66,793.00	
Clerk P.T. (Powell)	14.81 per hour	
BINGO:		
Bingo Inspector, P.T. (Crinzi - includes mileage)	70.00 per insp.	
Bingo Inspector, P.T. (Wilkosz/Diebel/Weremblewski/ Robinson - includes mileage)	65.00 per insp.	
Games of Chance Auditor, P.T. (O'Rourke - includes mileage)	70.00 per audit	
BUDGET OFFICER: (Giza)	7,905.00	
BUILDING AND ZONING:		
Code Enforcement Officer (Simme)	63,903.00	
Code Enforcement Officer (Simme) (Contingent on Contract with Village)	7,000.00	
Clerk, P.T. (Flanagan)	17.40 per hour	
Fire Inspector, P.T. (Revelas/Bistoff)	16.87 per hour each	
COURT:		
Clerk to Town Justice on step (Pawlowski hired 3/2/09)		
Full is \$42,017.00		
1/1/10 to 3/1/10 85% of full rate	35,714.00	
3/2/10 to 9/1/10 90% of full rate	37,815.00	
9/2/10 to 12/31/10 95% of full rate	39,916.00	
Clerk to Town Justice (Feldmann)	40,017.00	
Court Officer P.T. (Dehn)	21.80 per hour	
Court Officer P.T. (Sikorski)	14.47 per hour	
Town Justices (Montour/Kelleher)	40,763.00 each	
COUNCIL MEMBERS: (Abraham/Ruffino/Stempniak)	18,467.00 each	
DIRECTOR OF ADMINISTRATION AND FINANCE :		
Director of Administration and Finance (Brown)	78,820.00	
Dir. of Admin. & Finance (as LIDA CFO)	750.00 per quarter	
DISASTER PREPAREDNESS:		
Natural Disaster Services Coordinator P.T. (MacPeck)	17,824.00	
DOG CONTROL:		
Dog Control Officer (Horn)	46,304.00	
Dog Control Officers, P.T. (Sitek)	15.36 per hour	
Dog Control Officers, P.T. on step (Prestia/W. Gummo/ Pacanowski/B. Gummo)		
Full is \$15.36 per hour		
75% 0 - 1040 hrs. - cumulative Town service	11.52 per hour	
80% 1041 - 2080 hrs. - cumulative Town service	12.29 per hour	
85% 2081 - 3120 hrs. - cumulative Town service	13.06 per hour	
90% 3121 - 4160 hrs. - cumulative Town service	13.82 per hour	
95% 4161 - 5200 hrs. - cumulative Town service	14.59 per hour	
100% greater than 5200 hrs-cumulative Town service	15.36 per hour	
HIGHWAY ADMINISTRATION:		
Highway Superintendent (Amatura)	67,920.00	
Drainage Officer P.T. (Amatura)	5,304.00	

PARKS, RECREATION, FORESTRY, AND BUILDINGS:

General Crew Chief (McCracken)	71,602.00
Lifeguard P.T. (Fendzlau)	15.00 per hour
Recreation Attendant P.T. - Sr. Center (Arcese)	12.48 per hour
Recreation Attendant P.T. - Sr. Center (Thomson)	9.25 per hour
Recreation Attendant P.T. - Sr. Center (Korzeniewski)	11.30 per hour
Recreation Attendant P.T. - (O'Rourke/Giglia)	9.85 per hour ea.
Recreation Attendant P.T. - Arts Director (Pesany-Au)	12.00 per hour
Recreation Attendant P.T. - Arts Instructor (Heidle)	13.00 per hour
Recreation Attendant P.T. - Dance Instructor (Dela Rosa)	11.25 per hour
Recreation Attendant P.T. - Hot Meals Operator (Szczesniak)	10.08 per hour
Recreation Attendant P.T. - Hot Meals Operator (Streit)	9.52 per hour
Recreation Attendant P.T. - Hot Meals Director (Tanski)	16.37 per hour
Recreation Attendant P.T. - Ceramics Instructor (Weiss)	10.50 per hour
Recreation Supervisor P.T. - Night (Dobrowolski)	8.75 per hour
Recreation Instructor P.T. - Sr. Center (Arundell/Kiesznoski)	30.00 per hour ea.
Recreation Instructor P.T. - Sr. Center (Jankiewicz)	22.00 per hour
Van Driver P.T. - Sr. Citizen (Ardillo/Bastian/Ederer/Hauser/ Metzger/Zbock/Stroda/Gangloff)	8.75 per hour ea.

POLICE:

Police Captains (Murphy/Laurienzo)	87,293.00
Police Chief (Stoldt)	104,371.00
Clerk Typist (Brehm)	40,017.00
School Crossing Guard, P.T.(Meyers/Gaskin/Chapman)	10.58 per hour ea.

SUPERVISOR:

Supervisor (Giza)	72,449.00
Assistant to the Supervisor (Farmer)	47,895.00

TOWN ATTORNEY:

Town Attorney (Dudziak)	48,000.00
Town Prosecutor P.T. (LoCicero)	15,119.00
Clerk Typist on step (Braun hired 5/6/08)	
Full is 40,017.00	
1/1/10 to 5/5/10 90% of full rate	36,015.00
5/6/10 to 11/5/10 95% of full rate	38,016.00
11/6/10 to full rate	40,017.00

TOWN CLERK:

Town Clerk (Coleman)	69,241.00
Records Management Officer (Coleman)	6,360.00
Clerk P.T. (Bascom)	14.81 per hour
Clerk P.T. on step (Martin)	
Full is \$14.81 her hour	
90%- 0-910 hrs. cumulative service	13.32 per hour
95% - 911-1820 hrs. cumulative service	14.06 per hour
100% - greater than 1820 hours	14.81 per hour
Deputy Town Clerk (Allein)	40,017.00
Deputy Town Clerk (Perrello)	51,871.00
Deputy Receiver of Taxes (Wehner)	40,017.00

YOUTH BUREAU:

Executive Director (Trojanowsky)	66,491.00
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**TO BE PAID SEMI-ANNUALLY**

Planning Board Chairperson	4,012.00 per annum
Planning Board Members (6)	3,135.00 each per annum
Registrar of Vital Statistics (Coleman)	900.00 per annum
Zoning Board of Appeals Chairperson	2,045.00 per annum
Zoning Board of Appeals Members (6)	1,590.00 each per annum
Clerk to Zoning Board of Appeals (Coleman)	3,300.00 per annum

**TO BE PAID ON A PER DIEM BASIS**

Assessment Review Board Chairperson	200.00 per day
Assessment Review Board Members (5)	160.00 per day
Secretary to Planning Board P.T. (Nowak)	97.00 per meeting

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the following Schedule of Salaries be and hereby is approved  
for the members of the Cayuga Club for the year 2010:

**TO BE PAID BI-WEEKLY**

Lieutenants (Myers, E./Rozler/James Robinson/ Karn/John Robinson/Converse/Young)	76,379.00 each
D.A.R.E. Officer (O'Brien)	69,183.00
Detective-Lieutenant (Gill)	77,714.00
Detectives (Lynch/VanSplunder/Wojtal/Bulera/Fowler)	69,183.00 each
Detective on step	
Batt - appointed 11/30/09	
for period 1/1/10 to 2/28/10	67,271.00
for period 3/1/10 to 5/29/10	68,227.00
5/30/10 to full rate	69,183.00
School Resource Officers (Kerl/Formato)	69,183.00 each
Police Officers (24)	65,359.00 each
Police Officers on step (5)	
DiMino/Firestone - appointed 7/28/08	
for period 1/1/10 to 1/27/10 (90%) of full rate	58,823.00
for period 1/28/10 to 7/27/10 (95%) of full rate	62,091.00
for period 7/28/10 to full rate	65,359.00
Hendel/Zaffram/Gill, A. - appointed 8/1/09	
for period 1/1/10 to 1/31/10 (85%) of full rate	55,555.00
for period 2/1/10 to 7/31/10 (90%) of full rate	58,823.00
for period 8/1/10 to 12/31/10 (95%) of full rate	62,091.00

and,

**BE IT FURTHER**

**RESOLVED**, that all other types of compensation, where applicable, be paid according  
to the terms of an agreement between the Town of Lancaster and the Cayuga Club.

The question of the adoption of the following resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4 , 2010



THE FOLLOWING RESOLUTION WAS OFFERED BY  
SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the pay rates for the following positions for members of the CSEA Blue Collar employees be and hereby are authorized for the year 2010:

**TO BE PAID BI-WEEKLY**

**HIGHWAY DEPARTMENT:**

Crew Chief Cacciotti	29.98 per hour
Working Crew Chief Kocialski/Smith	29.98 per hour
Heavy Equipment Operator Bernacki/Snyder/Ludwig	24.47 per hour
Light Equipment Operator Franger/Gallagher/Loos/Latello Nichter/Phillips/Powell/Gwarek	23.99 per hour
Laborer DeBergalis/Dundon/Falletta/Lume/ McKenzie/Paoletta/Maryanski/Rath	23.32 per hour
Automotive Mechanic Rogacki	25.05 per hour
Maintenance Worker Gulliford/Weremblewski	23.99 per hour
Laborer-Highway Jackson	25.05 per hour
Automotive Mechanic Helper Juliano/Wiepert	24.71 per hour

and,

**BE IT FURTHER**

**RESOLVED**, that all other types of compensation, where applicable, be paid according to the terms of an agreement between the Town of Lancaster and the CSEA, Local Highway Unit #815,

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the pay rates for the following positions for members of the  
Lancaster Dispatcher Employee Association be and hereby are authorized for the year 2010: (amounts  
represent annual salaries)

**TO BE PAID BI-WEEKLY**

**POLICE DEPARTMENT:**

Public Safety Dispatchers:	50,464.00 each
Balk, Jennifer A.	
Burns, Kathleen	
Cohan, Sharon A.	
Firestone, Jane	
Kerl, Carolanne	
Schaefer, Tammie	
McGloin, Patricia	
Pawlikowski, Jean	
Stewart, Angela	
Holtz, Terri	
Armstrong, Jennifer	

and,

**BE IT FURTHER**

**RESOLVED**, that all other types of compensation, where applicable, be paid according  
to the terms of an agreement between the Town of Lancaster and the Lancaster Dispatcher Employee  
Association.

The question of the adoption of the foregoing resolution was duly put to a vote on roll  
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that pursuant to a resolution adopted by the Town Board on July 7, 1997, extending certain holiday benefits of the CSEA White Collar contract to all non-bargaining employees whose employment and benefits are governed by the Personnel Rules for Employees in the Service of the Town of Lancaster, the following calendar dates shall be observed as holidays during the year 2010 for non-bargaining employees:

January 1	New Year's Day
January 18	Dr. Martin Luther King, Jr. Day
February 15	Presidents' Day
April 2	Good Friday
May 31	Memorial Day
July 4	Independence Day (Observed July 5, 2010)
September 6	Labor Day
October 11	Columbus Day
November 2	Election Day
November 11	Veterans' Day
November 25	Thanksgiving Day
November 26	Day After Thanksgiving
December 23	½ Day Before Christmas Day (12:30 P.M.-5:00 P.M.)
December 25	Christmas Day (Observed December 24th)
December 31	½ Day Before New Year's Day (12:30 P.M.-5:00 P.M.)

and,

**BE IT FURTHER**

**RESOLVED**, that pursuant to Article IV, "Holidays", of an agreement between the Town of Lancaster and the Town of Lancaster Highway Unit, Local #815, the following calendar dates shall be observed as holidays during the year 2010:

January 1	New Year's Day
February 12	Lincoln's Birthday
February 22	Washington's Birthday
April 2	Good Friday
May 31	Memorial Day
July 4	Independence Day
September 6	Labor Day
October 11	Columbus Day
November 2	Election Day
November 11	Veterans' Day
November 25	Thanksgiving Day
November 26	Day After Thanksgiving
December 23	½ Day Before Christmas Day (12:30 P.M.-5:00 P.M.)
December 25	Christmas Day (Observed December 24th)
December 31	½ Day Before New Year's Day (12:30 P.M.-5:00 P.M.)

and,

**BE IT FURTHER**

**RESOLVED**, that pursuant to Section 8.01, "Holidays and Holiday Assignments", of an agreement between the Town of Lancaster and the Town of Lancaster Police Benevolent Association, also known as the Cayuga Club, the following dates shall be observed as holidays during the year 2010:

January 1	New Year's Day
January 18	Dr. Martin Luther King Jr. Day
February 12	Lincoln' Birthday
February 22	Washington's Birthday
April 2	Good Friday
April 4	Easter Sunday
May 31	Memorial Day
July 4	Independence Day
September 6	Labor Day
October 11	Columbus Day
November 2	Election Day
November 11	Veterans' Day
November 25	Thanksgiving Day
December 25	Christmas Day

and,

**BE IT FURTHER**

**RESOLVED**, that pursuant to Article IV, "Holidays", of an agreement between the Town of Lancaster and the Town of Lancaster White Collar Unit, Local #815, the following calendar dates shall be observed as holidays during the year 2010:

January 1	New Year's Day
January 18	Dr. Martin Luther King, Jr. Day
February 15	Presidents' Day
April 2	Good Friday
May 31	Memorial Day
July 4	Independence Day (Observed July 5, 2010)
September 6	Labor Day
October 11	Columbus Day
November 2	Election Day
November 11	Veterans' Day
November 25	Thanksgiving Day
November 26	Day After Thanksgiving
December 23	½ Day Before Christmas Day (12:30 P.M.-5:00 P.M.)
December 25	Christmas Day (Observed December 24th)
December 31	½ Day Before New Year's Day (12:30 P.M.-5:00 P.M.)

and,

**BE IT FURTHER**

**RESOLVED**, that pursuant to Section 13.01 "Holidays", of an agreement between the Town of Lancaster and the Lancaster Dispatcher Employee Association, the following calendar dates shall be observed as holidays during the year 2010:

January 1	New Year's Day
January 21	Dr. Martin Luther King, Jr. Day
February 18	Presidents' Day
March 21	Good Friday
March 23	Easter Day
May 26	Memorial Day
July 4	Independence Day
September 1	Labor Day
October 12	Columbus Day
November 11	Veterans' Day
November 27	Thanksgiving Day
November 28	Day After Thanksgiving
December 24	Christmas Eve
December 25	Christmas Day

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the Manufacturers and Traders Trust Company, Fleet Bank, Key Bank, JPMorgan Chase Bank, Citizens Bank, N.A., New York Commercial Bank, NYCLASS-MBIA, Columbus Bank and Trust Company and the Empire National Bank be designated as the official co-depositories of the Town of Lancaster for the years 2010 and 2011, and that the Supervisor, Town Justices and Town Clerk be authorized and directed to deposit all funds coming into their hands by virtue of their office in said banks, and

**BE IT FURTHER**

**RESOLVED**, that the aforesaid designated depositories of this municipality, be and are hereby requested, authorized and directed to honor checks, drafts or other orders for the payment of money drawn in this municipality's name including those payable to the individual order of the person whose name appears thereon as a signer when bearing or purporting to bear the facsimile signature of the following:

Robert H. Giza

and,

**BE IT FURTHER**

**RESOLVED**, that all depositories shall be entitled to honor and charge this municipality for such checks, drafts, or other orders, regardless of by whom or by what means the actual or purported facsimile signature thereon may have been affixed thereto, if such signature resembles the facsimile specimen duly certified to or filed with the designated depositories by the Director of Administration and Finance of this municipality.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the Lancaster Bee is hereby designated as the official newspaper  
of the Town of Lancaster for the years 2010 and 2011, and

**BE IT FURTHER**

**RESOLVED**, that all official notices and advertisements authorized or required by  
law to be published by the Town Board of the Town of Lancaster or any other Board, Commission or  
Officer of the Town of Lancaster be published in the Lancaster Bee.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER AQUINO, TO WIT:

**WHEREAS**, the Town Board in accordance with Section 29(10-a) of the Town Law of the State of New York, may determine by resolution that the Supervisor shall submit to the Town Clerk, within sixty (60) days after the close of the fiscal year, a copy of the report to the State Comptroller, required by Section 30 of the General Municipal Law of the State of New York.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor of the Town of Lancaster shall furnish to the Town Clerk, within sixty (60) days after the close of the fiscal year, a copy of the report to the State Comptroller required by Section 30 of the General Municipal Law of the State of New York for the years 2010 and 2011, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk shall cause to be published in the official newspaper of the Town of Lancaster a notice stating a copy of the Supervisor's report to the State Comptroller, as required by Section 30 of the General Municipal Law, is on file in the Town Clerk's Office and is available for public inspection and copying, and

**BE IT FURTHER**

**RESOLVED**, that a copy of this resolution be forwarded to the Town Auditors.

**BE IT FURTHER**

**RESOLVED**, that should a lawful extension of this sixty (60) day filing requirement be obtained, the Town Clerk shall publish in accordance with the filing dates governed in the lawful extension.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that for the years 2010 and 2011, the Town Board of the Town of Lancaster will reaffirm issuance of Building Permits at its regular meetings, which have been filed with the Town Clerk, up to 10 A.M. on the Friday preceding a Town Board Meeting.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that all Town Hall Offices be opened from 9 A.M. to 5 P.M. every day,  
Monday through Friday, during the years 2010 and 2011, except legal holidays.

The question of the adoption of the foregoing resolution was duly put to a vote on roll  
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER ABRAHAM, TO WIT:

**RESOLVED**, that the Town Clerk be instructed to collect the tax roll for the years  
2010 and 2011 according to the following schedule of penalties as set by the Erie County Tax Act:

**COUNTY TAXES -**

Taxes paid prior to February 16<sup>th</sup> - no fees or penalties  
Taxes paid on February 16<sup>th</sup>, prior to March 1st - 1.5 %  
Taxes paid on March 1<sup>st</sup>, prior to March 16<sup>th</sup> - 3%  
Taxes paid on March 16<sup>th</sup>, prior to April 1<sup>st</sup> - 4.5%  
Taxes paid on April 1st, prior to April 16<sup>th</sup> - 6%  
Taxes paid on April 16<sup>th</sup>, prior to May 1<sup>st</sup> - 7.5%  
Add 1.5% per month additional thereafter.

**SCHOOL TAXES -**

Taxes paid prior to October 16<sup>th</sup> - no fees or penalties  
Taxes paid on October 16<sup>th</sup>, prior to November 1<sup>st</sup> - 7.5%  
Taxes paid on November 1<sup>st</sup>, prior to December 1st - 9%

The question of the adoption of the foregoing resolution was duly put to a vote on roll  
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER RUFFINO, TO WIT:

**RESOLVED**, that during the years 2010 and 2011, the Finance and Management  
Committee of the Town Board shall meet at 6:45 P.M. before each Regular Meeting of the Town Board  
to audit all Town bills.

The question of the adoption of the foregoing resolution was duly put to a vote on roll  
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER ABRAHAM, TO WIT:

**RESOLVED**, that the sum of \$6,100.00 provided in the 2010 Budget for the proper observance of Memorial Day and Independence Day in the Town of Lancaster be appropriated as follows:

**SECTION 1:** The sum of \$1,100.00 among the Veterans organizations within the Town of Lancaster and allocated as follows:

- Not to exceed \$350.00 - Lancaster Post, V.F.W.
- Not to exceed \$250.00 - Twin Village Post, V.F.W.
- Not to exceed \$250.00 - Depew Post, American Legion
- Not to exceed \$150.00 - Korean Era Chapter 203
- Not to exceed \$100.00 - American Ex-Prisoners of War

provided that such expenses as apportioned shall be paid upon properly itemized and audited vouchers which shall be received during 2010, and

**SECTION 2:** The sum of \$2,500.00 for the purpose of defraying the expenses of the proper observance of Independence Day in the Town of Lancaster, which sum shall be expended upon properly itemized and audited vouchers for such expenditure.

**SECTION 3:** The sum of \$2,500.00 for the purpose of defraying the expenses connected with the Taste of Lancaster sponsored by the Lancaster Village Partnership, which sum shall be expended upon properly itemized and audited vouchers for such expenditure.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL STEMPNIAK, TO WIT:

**WHEREAS**, by resolution adopted January 4, 2010, the Town Board of the Town of Lancaster has designated the following official depositories for the Town of Lancaster, hereinafter referred to as "the Banks":

1. Manufacturers and Traders Trust Company
2. Fleet Bank
3. Key Bank
4. JP Morgan Chase Bank
5. Columbus Bank and Trust Company
6. Citizens Bank, N.A.
7. New York Commercial Bank
8. NYCLASS-MBIA
9. Empire National Bank

and,

**WHEREAS**, from time to time, the Town of Lancaster requests the Banks, by written or oral communication, telephone, telex, or computer communication device to transfer funds to other financial institutions or to other accounts at the Banks or to any account of a third party for credit, to parties designated by the Town of Lancaster

**NOW, THEREFORE, BE IT**

**RESOLVED**, that for the years 2010 and 2011 the Town of Lancaster enter into a Funds Transfer Agreement (and any addenda thereto) with the Banks, and that any two of the following officers or employees of the Town of Lancaster are hereby authorized to execute and deliver to the Banks said Funds Transfer Agreement (and any addenda thereto) on the conditions set forth in said Agreement and addenda, and to appoint and delegate, from time to time, such persons who may request such transfers on behalf of the Town of Lancaster in accordance with such Agreement and addenda:

1. Supervisor
2. Supervisor's Designee
3. Director of Administration and Finance
4. Town Clerk
5. Town Clerk's Designee

and,

**BE IT FURTHER**

**RESOLVED**, that the authority conferred herein may be exercised singly by any of such officers or employees and shall continue in full force and effect until written notice of modification or revocation shall be received by the Funds Transfer Division of the Banks, and that the Banks shall be protected in acting upon any form of such written notice of modification or revocation which it in good faith believes to be genuine, and

**BE IT FURTHER**

**RESOLVED**, that all funds transfer agreements and other documents heretofore executed and actions heretofore taken by any of such officers in order to implement the foregoing resolutions are hereby adopted, ratified and confirmed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, it has been customary in the past to extend certain benefits enjoyed by the members of the Lancaster Town Police Department, under their negotiated contract, to the Captains and Chief of Police,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following sections of the Contract between the Town of Lancaster and the Town of Lancaster Police Benevolent Association be and are hereby extended, for the years 2010 and 2011 to the Police Captains and Chief of Police of the Town of Lancaster:

Section 4.01	Uniform Allowance
Section 4.02	Uniforms and Equipment
Section 6.02	Shift Equalization Pay
Section 6.05	Longevity Pay
Section 6.07	Rate of Pay
Section 6.10	Briefing Pay
Section 6.12	Miscellaneous Sell-Back (limited to 12 days only)
Section 6.13	Shooting Proficiency
Section 8.01	Holidays
Section 8.02	Personal Leave
Section 9.01	Vacations
Section 9.02	Accrued Vacation and Unused Holidays
Section 9.03	Bereavement Leave
Section 10.01	Sick Leave
Section 10.02	Sick Bank ( <b>Captains Only</b> )
Section 10.03	Sick Leave Upon Retirement
Section 11.01	Death Benefits
Section 11.02	Life Insurance ( <b>Captains Only</b> )
Section 11.03	Indemnity
Section 11.04	Health Insurance
Section 12.01	Retirement Benefits
Section 15.02	Education Incentive Pay

**BE IT FURTHER**

**RESOLVED**, that the existing “Personnel Rules for Employees in the Service of the Town of Lancaster” shall continue to be inapplicable to the Police Captains and Chief of Police.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS,** The Town Board has determined that there is a need to set a policy in regards to monies and other financial resources available for investment and/or deposit on behalf of the Town of Lancaster, and

**WHEREAS,** the Town Board of the Town of Lancaster has also determined that there is a need for a policy for the purchase of goods or services to determine the applicability of Section 103 of the General Municipal Law.

**NOW, THEREFORE, BE IT**

**RESOLVED,** that in order to protect the interests of the Town of Lancaster, its residents and taxpayers, the Town Board of the Town of Lancaster hereby adopts the following policies, as presented, to be effective immediately, and which shall supersede any previous versions of such policies:

- a. Investment Policy
- b. Procurement Policy

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

**PRESENTATION OF REGULAR PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the minutes of the Regular Meeting of the Town Board held  
December 21, 2009 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	ABSTAINED
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, Section 243 of the General Municipal Law of New York State  
authorizes municipalities to establish a Recreation Commission and appoint members thereto, and

**WHEREAS**, the Town Board of the Town of Lancaster after review and  
consideration re-established the Recreation Commission for the Town of Lancaster by Board  
resolution on June 3, 1996 wherein the term of office would be for a five year period beginning after  
the year 2001 with one member’s term expiring each year.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster, pursuant to the  
authority granted in the General Municipal Law Section 243, does hereby designate the following  
persons as members of the Recreation Commission of the Town of Lancaster with dates for the  
expiration of terms of office as set forth after their names:

<u>MEMBER</u>	<u>EXPIRATION DATE</u>
David Suttell	12/31/2010
Cindy Barnhardt	12/31/2011
James Everett	12/31/2012
Daniel Rinow	12/31/2013
Gary Ambrose	12/31/2014

The question of the adoption of the following resolution was duly put to a vote on  
roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

file: rpers\rpersbd (pg9)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, a Public Hearing was held on the 7<sup>th</sup> day of December, 2009, on the petition of **Lancaster Land LP**, for the rezone of certain property located at 00 Pavement Road, in the Town of Lancaster, New York from Multi-Family Residential District 4 (MFR-4) to Residential District 2 (R-2), and

**WHEREAS**, the Planning Board of the Town of Lancaster at its meeting held October 21, 2009, recommended approval of the rezone, and

**WHEREAS**, a SEQR review was completed on the proposed rezone and project on December 7, 2009 and a Negative Declaration issued, and

**WHEREAS**, this change in Zoning is a downgrade and is compatible with Single Family Homes, and

**WHEREAS**, there was a previous resolution passed on July 7, 2009 setting a condition which required the ages of occupants to be sixty years, after further review that condition is no longer required, and

**WHEREAS**, a Notice of said Hearing has been duly published and posted, and

**WHEREAS**, in accordance with Section 239 (m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto;

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from a to Multi-Family Residential District 4 (MFR-4) to Residential District 2 (R-2), :

**00 Pavement Road**

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot 7 Section 4, Township 11, Range 6 of the Holland Land Survey, bounded and described as follows:

**BEGINNING** at a point on the east line of lot 7, being the centerline of Pavement Road (formerly called Bagley Road) distant 517.50 feet southerly from the northeast corner of Lot 7 as measured along said east line;

**THENCE:** S-00°-27'-10"-W, along the east line of Lot 7 a distance of 488.32' feet;

**THENCE:** N-89°-32'-50"-W, a distance of 676.01' feet to a point on the east line of lands conveyed to Thomas N. Peckham recorded in the Erie County Clerk’s Office in Liber 113 of Deeds at page 226,;

**THENCE:** N-01°-03'-11"-E, along said east line a distance of 503.88' feet to the south line of lands conveyed to Cynthia Needham recorded in the Erie County Clerk’s Office in Liber 231 of Deeds at page 254;

**THENCE:** S-88°-13'-14"-E, along said south line a distance of 670.91 feet to the point of beginning containing 7.67 acres be the same more or less;

Excepting and reserving that portion of lands lying within the bounds of Pavement Road.

- 2. That said Ordinance Amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on the 4<sup>th</sup> day of January, 2010;
- 3. That a certified copy thereof be published in the Lancaster Bee, pursuant to Town Law;
- 4. That Affidavits of Publication be filed with the Town Clerk; and
- 5. That a certified copy of this resolution be furnished to the Erie County Department of Planning.
- 6. That this rezone permits construction of only single family homes.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

**LEGAL NOTICE**  
**NOTICE OF ADOPTION OF AMENDMENT**  
**ZONING ORDINANCE, TOWN OF LANCASTER**  
**LANCASTER LAND L.P.**  
**00 PAVEMENT ROAD**

**LEGAL NOTICE IS HEREBY GIVEN** that the Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from a Multi-Family Residential District 4 (MFR-4) to Residential District 2 (R-2).

**00 Pavement Road**

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot 7 Section 4, Township 11, Range 6 of the Holland Land Survey, bounded and described as follows:

**BEGINNING** at a point on the east line of lot 7, being the centerline of Pavement Road (formerly called Bagley Road) distant 517.50 feet southerly from the northeast corner of Lot 7 as measured along said east line;

**THENCE:** S-00°-27'-10"-W, along the east line of Lot 7 a distance of 488.32' feet;

**THENCE:** N-89°-32'-50"-W, a distance of 676.01' feet to a point on the east line of lands conveyed to Thomas N. Peckham recorded in the Erie County Clerk's Office in Liber 113 of Deeds at page 226,;

**THENCE:** N-01°-03'-11"-E, along said east line a distance of 503.88' feet to the south line of lands conveyed to Cynthia Needham recorded in the Erie County Clerk's Office in Liber 231 of Deeds at page 254;

**THENCE:** S-88°-13'-14"-E, along said south line a distance of 670.91 feet to the point of beginning containing 7.67 acres be the same more or less;

Excepting and reserving that portion of lands lying within the bounds of Pavement Road.

**December 21, 2009**

**STATE OF NEW YORK :**

**COUNTY OF ERIE : ss:**

**TOWN OF LANCASTER :**

**THIS IS TO CERTIFY** that I, Johanna M. Coleman, Town Clerk of the Town of Lancaster, in said County of Erie, have compared the foregoing copy of an Ordinance on the 4<sup>th</sup> day of January 2010 and that the same is a true and correct copy of said original, and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto signed my hand and affixed the Seal of said Town this 4<sup>th</sup> day of January 2010.

**(S E A L)**

\_\_\_\_\_  
Johanna M. Coleman, Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, the Supervising Code Enforcement Officer has received information that the building located at 265 Erie Street in the Town of Lancaster, has become dangerous, unfit and unsafe to the general public; and

**WHEREAS**, said building has been inspected and a written report of the condition has been completed by the Supervising Code Enforcement Officer for the Town of Lancaster, setting forth his findings and recommendations in regard to the repair or demolition and removal of the building, and said written report describes extensive deterioration and damage to the building and premises and recommends that the building be demolished and removed as it has become a safety and health problem; and

**WHEREAS**, the Supervising Code Enforcement Officer posted a thirty (30) day notice on said property on December 1, 2009; and

**WHEREAS**, pursuant to Town Code §44-1C repair or removal of said building shall commence within a period of thirty (30) days from the date of said notice; and

**WHEREAS**, the Town Board has fully considered such written report and has determined that the building is dangerous and unsafe to the general public and unfit for the purpose for which it may lawfully be used; and

**WHEREAS**, a hearing was held by the Town Board of the Town of Lancaster on December 21, 2009 to elicit from the owner comments relative to the repair or demolition and removal of said building; and

**WHEREAS**, due process was completed to locate any interested persons.

**NOW THEREFORE, BE IT**

**RESOLVED**, that pursuant to the Town of Lancaster Town Code, specifically section 44-4, the said property located at 265 Erie Street in the Town of Lancaster shall be removed and the cost attributed to that removal shall be attached to said property and/or tax roll.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCIL MEMBER RUFFINO, WHO  
MOVED IT’S ADOPTION, SECONDED BY  
COUNCIL MEMBER AQUINO, TO WIT:

**WHEREAS,** the Town of Lancaster has heretofore provided a Nutrition Program Stay Fit Dining Site for the Elderly, and

**WHEREAS,** it is necessary to execute an Agreement between the Town of Lancaster and the County of Erie for the continuance of this program in 2010;

**NOW, THEREFORE, BE IT**

**RESOLVED,** as follows:

- 1. That the Supervisor be and is hereby authorized to execute an Agreement between the Town of Lancaster and the County of Erie for the operation of a Nutrition Program Stay Fit Dining Site for the Elderly for the year 2010, and
- 2. That the Director of Administration and Finance be and is hereby authorized to sign vouchers with funds to be received by the Supervisor.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010  
File: ranutritionprogram2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS,** Grantmakers Advantage, Inc., a grant writing/consultant firm, has furnished a Proposal to the Town of Lancaster, which Proposal sets forth the grant writing and consulting services to be provided, and

**WHEREAS,** the Town Board has reviewed the beforementioned proposal and deems it in the public interest to retain said firm to provide grant writing/consultant and administration services for the year 2010.

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute the agreement with Grantmakers Advantage, Inc., 7 Marina Park South, Buffalo, New York for the purpose of providing grant writing/consultant services to the Town of Lancaster for the year 2010 at an annual rate of \$27,000.00 for grant development and writing services, payable in equal quarterly installment of \$6,750.00, and

**BE IT FURTHER**

**RESOLVED,** that the Town Board of the Town of Lancaster agrees that Grantmakers Advantage shall receive \$65.00 per hour, not to exceed a total of \$8,000 for 2010 for grant administration services in accordance with the terms of the agreement between the Town of Lancaster and Grantmakers Advantage, Inc.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the General Crew Chief of the Town of Lancaster, by letter dated December 22, 2009, has requested to upgrade Jake Everett and Brian Stanek from the position of Laborer Aide, full-time, to the position of Laborer, full-time, in the Parks, Recreation, & Forestry Department to fill the two existing vacant Laborer positions.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Jake Everett and Brian Stanek be and are hereby upgraded from Laborer Aide to Laborer, full-time, effective January 5, 2010, at the rate of \$23.92 per hour and continuing to accrue all benefits and salary in accordance with the departmental procedures set forth in the current C.S.E.A. White Collar contract.

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, the General Crew Chief of the Parks, Recreation, and Forestry Department of the Town of Lancaster, by letter dated December 22, 2009, has requested the appointment of a Recreation Attendant, part-time.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual be and is hereby appointed to the position of Recreation Attendant, part-time, in the Parks, Recreation, and Forestry Department of the Town of Lancaster retroactive to November 25, 2009, not to exceed 19 3/4 hours per week, and that this appointment being a part-time position provides no health insurance, sick days, vacation or other fringe benefits not specifically mandated for part-time employees:

<u>Name</u>	<u>Rate</u>
Anthony Ambrose (rehire)	\$8.75 per hour
Lancaster, New York	

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER AQUINO, TO WIT:

**WHEREAS**, R.J.F. Development, 4430 Walden Avenue, Lancaster, New York, 14086  
has applied to the Town Board of the Town of Lancaster for a permit to construct a Public Improvement  
upon real property in the Town of Lancaster within Cross Creek Subdivision, Phase I, and

**WHEREAS**, the Town Engineer has certified on the following permit application that  
he has reviewed the improvement plan and permit application for the installation of the public  
improvement requested, and that it conforms to the Ordinances of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Application No. 663 of R.J.F.  
Development, 4430 Walden Avenue, Lancaster, New York 14086, for the installation of:

P.I.P. No. 663 Supply and install 15 light poles, heads, lamps, photo  
(Street Lights) eyes and wiring per NYSEG specifications and attached plans in Cross  
Creek Subdivision, Phase I.

be and is hereby approved and the installation of the improvement requested be and is hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll  
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, Drescher & Malecki LLP has submitted an engagement letter to the Town dated December 8, 2009 to confirm the terms upon which it will provide auditing services to the Town during 2010;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby

(a) deems it in the public interest for the Town to retain Drescher Malecki LLP for the provision of auditing services during 2010;

(b) accepts and approves the above-referenced engagement letter from Drescher & Malecki, LLP dated December 8, 2009; and

(c) further authorizes the Supervisor of the Town of Lancaster to countersign the engagement letter in order for Drescher & Malecki LLP to provide the services as set forth in said engagement letter effective January 1, 2010.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AQUINO, TO WIT:

**WHEREAS**, the developer has requested the Town Board of the Town of Lancaster accept completed Public Improvements within Windsor Ridge South Subdivision, Phase I (b), within the Town of Lancaster, and

**WHEREAS**, approval has been given to complete the Public Improvements for Phase I of Windsor Ridge South Subdivision in two separate stages, Phase I(a) and Phase I(b), and

**WHEREAS**, the public improvements for Phase I(a) of Windsor Ridge South Subdivision, namely lot numbers 100, 103 through 117 and 266 through 278, and were previously approved by Town Board resolution dated March 2, 2009, and

**WHEREAS**, the Town Engineer by letter to the Town Clerk dated December 29, 2009 has inspected the improvements for Phase I(b) and has recommended the approval thereof, and

**WHEREAS**, the Town Attorney, by letter to the Town Clerk dated December 29, 2009, has reported his favorable review for the acceptance of these public improvements.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the completed portion (55%) of Public Improvement Permit No. 648 - Water Line, the completed portion (55%) of Public Improvement Permit No. 649 - Storm Sewers, the completed portion (55%) of Public Improvement Permit No. 650 - Pavement & Curb, and the entire Public Improvement Permit No. 651 for Detention Pond within Windsor Ridge South Subdivision, Phase I(b), be and are hereby approved and accepted by the Town Board of the Town of Lancaster with the following conditions:

- 1.) All expenses of recording any conveyance and dedication shall be borne by Windsor Ridge Partners, LLC.
- 2.) That the sidewalk on Parcel SBL# 126.12-5-62 be extended by the home builder in the spring to interconnect the existing sidewalk segments along Chestnut Corner.
- 3.) A temporary swale be constructed as agreed upon east of Parliament Lane to intercept runoff until additional phases of the subdivision are constructed.

and,

**BE IT FURTHER**

**RESOLVED**, that the Town of Lancaster, under the Lease Management Agreement with the Erie County Water Authority, shall commence payment for the additional fire hydrants authorized for this subdivision with the next billing cycle, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney is directed to attend to filing the deed causing the dedication of the completed roadway to include those lots identified in Phase I(b) to the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, LaFarge has mined approximately 134 acres along Genesee Street in the Town of Lancaster, of which 89 acres must be reclaimed in accordance with New York State Law and approximately 45 acres are currently vacant; and

**WHEREAS**, LaFarge is entering into a contract with EnSol to reclaim the land in accordance with previously approved reclamation plans governed by the Department of Environmental Conservation (DEC), and under which LaFarge has offered to provide to the Town at no cost the approximately 45 acres of vacant property to use as the Town sees fit; and

**WHEREAS**, EnSol has offered, if this project is approved by the DEC, to provide a host community fee of \$1.75 per ton for materials deposited throughout the life of the project; and

**WHEREAS**, if the EnSol reclamation project does not move forward the Town believes the acquisition of the property at \$7,000.00 an acre is in the best interest of the community and represents a fair price for the acreage; and.

**WHEREAS**, the Town Board has separately considered the acquisition of land and construction of ballfields under SEQRA and issued a negative declaration.

**NOW THEREFORE, BE IT  
RESOLVED,**

- 1. The LaFarge-EnSol-Town of Lancaster contract is hereby approved; the Town Supervisor and other Town officials are authorized to execute said Agreement and take such other steps as are necessary to carry out that Agreement.
- 2) The Acquisition of the vacant land, if the EnSol project does not go forward, is approved at \$7,000.00 an acre, with the exact price to be determined by a survey to be prepared and submitted to the Town Supervisor for approval.
- 3) This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, a vacancy exists in the Town Clerk’s Office in the Town of Lancaster in the position of Clerk Typist, and

**WHEREAS**, the current competitive civil service list for the position of Clerk Typist has been duly canvassed by the Town Clerk, and Diane Terranova has placed in the number one position and qualifies for appointment to this position pursuant to the procedures as set forth in the Civil Service Law, and

**WHEREAS**, authorization for such appointment was received from Erie County Personnel Department.

**NOW, THEREFORE, BE IT  
RESOLVED,**

1. That Diane Terranova of Lancaster, New York be and is hereby appointed to the permanent (contingent) civil service position of Clerk Typist, full-time, in the Town Clerk’s Office, with full benefits, effective January 5, 2010.
2. That the salary for this position shall be on step for the period January 5, 2010 to January 5, 2011, with a starting salary of \$34,014.00 per annum which is 85% of the full rate of \$40,017.00, with subsequent salary steps in accordance with the CSEA White Collar Bargaining Agreement.
3. That the Supervisor take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director of Administration and Finance, to wit:

Claim No. 11666 to Claim No. 11878 Inclusive

Total amount hereby authorized to be paid: \$205,143.35

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**

- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
- (CSW) = Conditional sidewalk waiver
- (V/L) = Village of Lancaster

**PREVIOUSLY TABLED PERMITS:**

16415	Grau Builders	11 Logan Ln	Er. Dwlg.-Sin.
16993	Grau Builders	24 Logan Ln	Er. Dwlg.-Sin.

**NEW PERMITS:**

17631	Natale Building Corp	62 Nicholas Ln	Er. Dwlg.-Sin.
17632	Natale Building Corp	34 Nicholas Ln	Er. Dwlg.-Sin.
17633	Blackhat Chimney	36 Glendale Dr	Er. Fireplace
17634	Salvatore's Properties	6675 Transit Rd	Er. Sign
17635	Noreck, Gary	71 Christen Ct	Er. Pool-Abv Grnd (V/L)
17636	David Gross Contracting	4711 Transit Rd	Inst. Generator
17637	Essex Homes	653 Pleasant View Dr	Er. Dwlg.-Sin.
17638	Ryan Homes	12 Rose St	Er. Dwlg.-Sin.

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

January 4, 2010

## **COMMUNICATIONS & REPORTS:**

1. Time Warner Cable to Supervisor -  
Update on cable television service in the Town. DISPOSITION = Received & Filed
2. Village of Lancaster to Town Board -  
Minutes of meeting held December 14, 2009. DISPOSITION = Recieved & Filed
3. National Kidney Foundation to Supervisor -  
Request for proclamation of World Kidney Day, March 11, 2010. DISPOSITION = For Resolution
4. Town Attorney to Town Board, Planning Board, Building Inspector, Town Clerk, Town Engineer -  
Notice of SEQR meeting to be held January 4, 2010, 6:30 P.M. regarding proposed Recreation Facility. DISPOSITION = Received & Filed
5. Town Clerk to Various News Media -  
Notice of SEQR meeting to be held January 4, 2010, 6:30 P.M. regarding proposed Recreation Facility. DISPOSITION = Received & Filed
6. Association of Towns of the State of New York to Town Clerk -  
Information regarding the 2010 Training School and Annual Meeting of the Association of Towns to be held in New York City, February 14-17, 2010. DISPOSITION = Received & Filed
7. Executive Director, Youth Bureau to Jean Farmer -  
Notification of contribution to the Youth Bureau by David and Maryanne Kerchoff given in honor of Mary Lucariello. DISPOSITION = Received & Filed
8. General Crew Chief to Supervisor -  
Request upgrade of Jake Everett and Brian Stanek from Laborer Aides to Laborers. DISPOSITION = Resolution 1/4/10
9. J. Raymond Barnhardt to Town Board -  
Request for reappointment as consultant to Lancaster Industrial Development Agency. DISPOSITION = Received & Filed
10. Kristin J. Keane to Supervisor -  
Request for consideration of appointment to the Planning Board. DISPOSITION = For Resolution
11. Mark S. Aquino to Supervisor -  
Letter of resignation as member of the Town Zoning Board of Appeals effective January 4, 2010. DISPOSITION = For Resolution
12. Daniel J. Amatura to Town Clerk -  
Letter of resignation as Council Member of the Town of Lancaster effective December 31, 2009. DISPOSITION = Received & Filed

13. Wm. Schutt & Associates, P.C. to Town Board -  
Recommend acceptance of public improvements in Windsor Ridge South Subdivision, Phase 1B, namely Permits #648 Waterlines, #649 Storm Sewers, #650 Pavement and Curbs, and #651 Detention Basin; also acceptance of conditions regarding sidewalk on Parcel SBL #126.12-5-62.  
DISPOSITION = Resolution 1/4/10
14. Town Attorney to Town Clerk -  
Request resolution to accept public improvement in Windsor Ridge South Subdivision, Phase 1B, namely Permits #648 Waterlines, #649 Storm Sewers, #650 Pavement and Curbs, and #651 Detention Basin; also to accept conditions regarding sidewalk on Parcel SBL #126.12-5-62. DISPOSITION = Resolution 1/4/10
15. Mark S. Aquino to Town Board -  
Letter requesting appointment as Council Member. DISPOSITION = Resolution 1/4/10
16. Town Clerk to Erie County Clerk -  
Notice of resignation of Daniel Amatura as Town Councilman. DISPOSITION = Received & Filed
17. Town Clerk to Commissioners, Erie County Board of Elections -  
Notice of resignation of Daniel Amatura as Town Councilman. DISPOSITION = Received & Filed
18. Captain Marco Laurienzo to Supervisor -  
Request resolution limiting speed limit to 45 MPH on Erie Street between Pavement Road and Townline Road. DISPOSITION = For Resolution
19. Captain Marco Laurienzo to Supervisor -  
Request ordinance to place stop signs at certain locations within Roseland Subdivision. DISPOSITION = For Resolution.

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED,** the meeting was adjourned at 8:40 P.M. in memory of Randall Cramer and Joan Trzepakowski.

Signed \_\_\_\_\_  
Johanna M. Coleman, Town Clerk